IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.21545 of 2007

Dated: October 11, 2007

Between:

P. Susheela, W/o. late Raji Reddy,
Aged about 64 years, Occ: Housewife,
R/o. Devar Yamjal village, Shamirpet
Mandal, Ranga Reddy District, and others.

… Petitioners

And

The Sub-Registrar, Registration Department,
Shameerpet, Ranga Reddy District.

… Respondent

Order:

This writ petition has been filed seeking Mandamus to direct the respondent to receive and register the sale deeds presented by petitioners for registration in respect of agricultural land admeasuring Ac.1.02 ½ guntas, Ac.0.36 guntas and Ac.1.12 ½ guntas, totally admeasuring Ac.3.10 ¾ guntas, in Sy.Nos.674, 714 and 715, situated at Devar Yamjal village, Shamirpet Mandal, Ranga Reddy District.

2. Heard learned counsel for petitioners and learned Government Pleader for Revenue appearing for respondents.

3. Petitioners claim to be owners and possessors of the aforementioned lands having inherited the same from Mr. Raji Reddy, husband of the first petitioner and father of petitioners 2 to 4 and their names find place in the Pahanies right from the year 1991. It is stated that owing to their financial needs, they wanted to sell the said lands to one Mr. Ram Reddy and presented sale deeds for registration. Their grievance is that the respondent has refused to receive the said documents, without assigning any valid reason.

4. At this stage, it is not known what are the reasons for not accepting the sale deeds presented for registration. Whenever documents are presented for registration, the registering authority is bound to receive them and cannot refuse to receive them at the threshold. However, the authority is entitled to raise any objections for the documents to be registered and should give reasons for declining to register the documents in view of the provisions of Section 71 of the Registration Act, 1908.

5. As much as petitioners allege that the documents presented by them are not being received by the respondent, I dispose of the writ petition directing the respondent, Sub-Registrar, Shameerpet, Ranga Reddy District, to receive the documents which are proposed to be presented by petitioners for registration and consider the same in accordance with the provisions of the Registration Act, 1908 ('the Act' for brevity) and the rules made thereunder. It is clarified that if there are any objections for registering the said documents, it is open for him to make an endorsement to that effect, record reasons and

communicate the same to the petitioners as per Section 71 of the Act.

No order as to costs.

_____

JUSTICE R. SUBHASH REDDY.

October 11, 2007
MRR